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Golden
Gregory LLP**

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May 30, 2007

**VIA HAND DELIVERY and FACSIMILE (404-658-7720)
and E-MAIL (GLOONEY@ATLANTAGA.GOV)**

Ginny Looney, Ethics Officer
Ethics Office for the City of Atlanta
Atlanta City Hall
68 Mitchell Street, SW, Suite 3180
Atlanta, Georgia 30303-0312

Re: In Re: Mayor Shirley Franklin (Ethics Complaint No. CO-07-015)

Dear Ms. Looney:

This letter represents our Response, on behalf of Mayor Franklin, to the Ethics Complaint referenced above, which you forwarded to us under your cover letter of April 30, 2007.

First, we note that you also copied us with a letter you wrote to Mr. Anderson, dated April 30, 2007, informing him that you were dismissing, for lack of jurisdiction, the allegations relating to the Georgia Ethics in Government Act and any opinions of the State Ethics Commission. Thus, we will not respond to those allegations.

Second, in your letter to Mr. Anderson, you also explained that his allegation that the Mayor had marked "No" on her 2007 Financial Disclosure Statement was really a result of the coding of the online form that Mayor Franklin, and all other City Elected Officials, must use when filing their personal Financial Disclosure Statements online with the City Ethics Board. As you explained it, no City Elected Official is presently asked the question about City employment, and, therefore, the software automatically marks "No" in response to that question. Therefore, any alleged failure by a City Elected Official, including Mayor Franklin, to disclose his or her employment income from the City of Atlanta is a fault of the form's coding and software design, rather than being due to any action taken by the

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individual Elected Official in filing out the form online. You further explained that for the 2008 Financial Disclosure Statements, you would try to determine if there was a different way to code the online form to address this issue. Therefore, we will not be responding to those allegations by Mr. Anderson.

In the remainder of this letter, we will address, to the extent we can understand them, the other allegations made in the Ethics Complaint filed by Mr. Anderson relating to alleged violations of the City of Atlanta's Code of Ethics.

I. Allegations Involving Section 2-814 (Financial Disclosure Statement):

A. Allegations Relating to Part Five

Mr. Anderson alleges that Mayor Franklin violated Section 2-814 of the Code of Ethics in her answer to question (15)a on her 2007 Financial Disclosure Statement, which is contained in "Part V: Family Members' Transactions with the City." That section asks the following question:

"(15)a. Family Transaction with the City* Since January 1, 2006, has your spouse, registered domestic partner, father, mother, brother, sister or child derived any benefit from any transaction with the City directly or through a business in which they have a majority or controlling interest? *Answer yes if you know or, with reasonable investigation should know, about the contract or other transactions with City. Do not include any city employment listed in the last question.*"

Mr. Anderson alleges that "unless the Mayor chooses to argue that the wording of the law enables her to mark 'No' on the Disclosure Report concerning who has a majority or controlling interest concerning her children," she has failed to disclose the truth regarding her children, as officers of FWAC at the Airport. Regardless of how Mr. Anderson chooses to interpret the Question, Mayor Franklin and her counsel read the question according to the plain meaning of the words as printed, which means that she is required to disclose any transaction with the City involving an immediate family member if it is a direct transaction or one done through a business "in which they have a majority or controlling interest." As Mayor Franklin has stated previously in other filings, after a reasonable investigation, it is her understanding that none of her family members, including her children (all of whom are adults), have a "majority or controlling interest" in any business that has entered into a transaction with the City of Atlanta, either as a direct contractor or as a sub-contractor, including Franklin & Wilson Airport Concessions, Inc., the company referred to by Mr. Anderson as "FWAC." Furthermore, contrary to Mr. Anderson's assumption, serving as an officer of a corporation does not mean that the

person holding such office owns any interest in the corporation, much less a controlling or majority interest.

B. Allegations Related to Part Seven:

Mr. Anderson also alleges that Mayor Franklin did not correctly answer the following Question contained in Section (17)a of Part Seven of her 2007 Financial Disclosure Statement:

"During 2006, did you hold more than \$10,000 in any stock, bond, blind trust, debenture or other form of debt obligation of any corporation or business entity? Do not list any mutual funds; checking, savings or time deposit accounts; retirement accounts held by any financial institution or the U.S. Government; or any City deferred compensation or pension program.

Simply put, Mayor Franklin answered the question truthfully and accurately, in that she does not "hold more than \$10,000 in any stock, bond, blind trust, debenture, or other form of debt obligation of any corporation or business entity."

II. Allegations Related to Section 2-813:

Apparently, Mr. Anderson believes that Mayor Franklin should file an online Disclosure of Conflicts of Interest Form, as required under Section 2-813 of the City Code of Ethics. These allegations are not supported with any facts, other than some vague allegations about Mayor Franklin's business, Clarke-Franklin & Associates, Inc., and the allegations mentioned above regarding Franklin & Wilson Airport Concessions, Inc. As the Mayor has stated previously in filings, her business, Clarke-Franklin & Associates, Inc., has not done business with the City of Atlanta since she took office as the Mayor of Atlanta in January of 2002. Furthermore, as explained above, after reasonable investigation, Mayor Franklin is not aware of any immediate family member of hers who owns a majority or controlling interest in any business, including Franklin & Wilson Airport Concessions, Inc., that does business with the City either directly, or as a sub-contractor. Therefore, Mayor Franklin was not required under Section 2-813 to complete an online Disclosure of Conflicts of Interest Form.

III. Conclusion:

We believe that the information provided above responds fairly to all of the allegations contained in Mr. Anderson's Complaint that fall under the jurisdiction of the City Ethics Board. However, if you or the City Ethics Board feels that you need to ask additional questions or that you would like to interview Mayor Franklin, please let us



CITY OF ATLANTA

SHIRLEY FRANKLIN
MAYOR

55 TRINITY AVENUE, S.W.
ATLANTA, GEORGIA 30303-0300
TEL (404) 330-6100

May 7, 2007

VIA HAND DELIVERY AND FACSIMILE (404-463-1988)

Rick Thompson, Executive Secretary
State Ethics Commission
205 Jesse Hill Jr. Dr. S.E.
East Tower-Suite 478
Atlanta, Georgia 30334

Re: Ethics Complaint No. 20070007

Dear Mr. Thompson,

I am responding to your letter to me dated April 24, 2006, which was not received until April 26, 2007. Your letter enclosed an Ethics Complaint filed against me with the State Ethics Commission by Mr. George Anderson on April 20, 2007. You asked me to respond, if I chose to do so, within 10 days of the receipt of your letter, and this letter is my response to Mr. Anderson's Complaint and the additional seven pages of documents he attached to his Complaint. I have read this eight page document several times, and I am not clear on much of what he is alleging nor why he believes some of the allegations have anything to do with the Ethics in Government Act, but I am responding to that which I do understand below.

First, I understand that Mr. Anderson is alleging that the Atlanta Workforce Development Agency, to which my Campaign Committee (The Committee to Elect Shirley Franklin, Inc.), made a donation of funds, does not meet the requirements of O.C.G.A. Sec. 21-5-33(b)(1), which limits how campaign contributions received by a Campaign Committee that are in excess of those necessary to defray ordinary and necessary campaign expenses may be spent. Thus, he is alleging that this contribution by my campaign Committee was illegal and violated this particular Section of the Ethics in Government Act.

Specifically, O.C.G.A. Sec. 21-5-33(b)(1)(A) provides that one authorized use of such excess campaign contributions is to utilize them:

"As contributions to any charitable organization described in [the federal Internal Revenue Code] as said federal statute exists on March 1, 1986, and which additionally shall include educational, eleemosynary, and nonprofit organizations."

The Atlanta Workforce Development Agency is a tax-exempt organization under Section 501(c)(3) of the U.S. Internal Revenue Code (26 U.S.C. Sec. 501(c)(3)), and is qualified to accept tax-deductible charitable contributions.

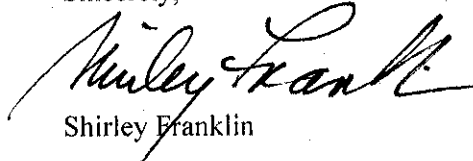
Rick Thompson
May 7, 2007
Page 2

Unfortunately, the remainder of Mr. Anderson's Complaint and the seven pages of attached documents are not clear to me in terms what he is alleging that I have done, or that my Campaign Committee has done, that violates any provision of the Ethics in Government Act. He makes some assertions about the Open Records Act, but I know those statements have nothing to do with the Ethics in Government Act. And, as I have stated in prior responses to allegations filed by Mr. Anderson in previous Complaints, I believe I have fully disclosed all information required by the Ethics in Government Act about my personal finances. Moreover, as I have pointed out previously, I have gone far beyond the requirements of any federal, state or local law by disclosing my personal tax returns, both state and federal, for the four years preceding my becoming the Mayor of Atlanta (1998-2001) and for each year since I have been honored to serve as Mayor of this great City.

Mr. Anderson also attached some documents highlighting that Cabral Franklin has held positions of importance with David M. Franklin & Associates, Inc. ("DMFA"), and with a company which I have repeatedly disclosed as one that I own, namely Clarke-Franklin & Associates, Inc. I divorced Mr. David Franklin in 1986, over 20 years ago, and I am not involved in his business affairs. Cabral Franklin is my biological son, and his biological father is Mr. David Franklin. Cabral Franklin earned both a Bachelor of Arts Degree in Business Administration, with a concentration in Finance, and a Masters of Science Degree in Finance, with a concentration in Corporate Finance. I have knowledge of Cabral's financial and business expertise, and have accordingly placed him in a financial position with my company, but that is clearly not a violation of the Ethics in Government Act, as my company does not do business with the City, nor is it a subcontractor with a City vendor or lessee. I have no ownership interest in or any relationship with DMFA. I also cannot see any connection between Cabral Franklin's positions with DMFA and my Financial Disclosure Reports or the Ethics in Government Act.

If there is more to this than what I am seeing and responding to, will you please tell me what I am missing. And, please ask me any additional questions that you think would be helpful to you and your Staff in completing your preliminary investigation of this Complaint. In addition, in order to more fully disclose information about my family and business relationships, I am attaching a Response we filed with the City Board of Ethics recently.

Sincerely,



Shirley Franklin

SF/zg
cc: Charles T. Huddleston, Esq.

Internal Revenue Service

Date: April 22, 2005

ATLANTA WORKFORCE DEVELOPMENT
BOARD INC
818 POLLARD BLVD SW
ATLANTA GA 30315-1523 999

Department of the Treasury
P. O. Box 2508
Cincinnati, OH 45201

Person to Contact:

Dottie Downing 31-08029
Customer Service Specialist

Toll Free Telephone Number:

8:30 a.m. to 5:30 p.m. ET
877-829-5500

Fax Number:

513-263-3756

Federal Identification Number:

58-1336367

Dear Sir or Madam:

This is in response to your request of March 23, 2005, regarding your organization's tax-exempt status. We have updated our records accordingly.

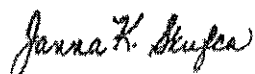
In February 1984 we issued a determination letter that recognized your organization as exempt from federal income tax. Our records indicate that your organization is currently exempt under section 501(c)(3) of the Internal Revenue Code.

Our records indicate that your organization is also classified as a public charity under sections 509(a)(1) and 170(b)(1)(A)(vi) of the Internal Revenue Code.

Our records indicate that contributions to your organization are deductible under section 170 of the Code, and that you are qualified to receive tax deductible bequests, devises, transfers or gifts under section 2055, 2106 or 2522 of the Internal Revenue Code.

If you have any questions, please call us at the telephone number shown in the heading of this letter.

Sincerely,



Janna K. Skufca, Director, TE/GE
Customer Account Services

April 23, 2007

VIA HAND DELIVERY AND FACSIMILE (404-658-7720)

Ginny Looney, Ethics Officer
Ethics Office for the City of Atlanta
Atlanta City Hall
68 Mitchell Street, SW, Suite 3180
Atlanta, Georgia 30303-0312

Re: Mayor Shirley Franklin

Dear Ms. Looney:

As you know, we represent Mayor Shirley Franklin in regard to the recent Ethics Complaints filed against her with the City Board of Ethics. This letter is in response to yours of March 22, 2007, in which you asked several questions arising out of your review of two Ethics Complaints that were filed against Mayor Franklin by Mr. George Anderson, namely cases CO-07-003 and CO-07-013. For ease of reference, I will repeat below each of the questions you asked, along with our answer on behalf of Mayor Franklin to each of your questions.

ETHICS COMPLAINT CO-07-003

Your Question No. 1: Does the Mayor or any member of her immediate family (now defined as spouse, registered domestic partner, parent, sibling, child) have a financial interest in any city contract or sub-contract at the airport? (See Section Sec. 2-812.)

Answer No. 1: At this point in time, neither Mayor Franklin nor any member of her immediate family has any financial interest in any city contract or subcontract at the airport. In the past, it is Mayor Franklin's understanding that two of her adult children have had a financial interest in a subcontract at the airport, in that they were both employees of a subcontracting business entity, and, for a period of time, also served as directors of that entity. It is also the Mayor's understanding that one of her adult children was an officer in that entity for a period of time. However, it is also Mayor Franklin's understanding that none of her children have ever had an ownership interest in that business entity, and that their employment relationship with that entity ended during 2006, and their positions as

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directors and an officer ended prior to 2006. Mayor Franklin's mother, who passed in December of 2006, has never had any financial interest in any city contract or subcontract at the airport.

Mayor Franklin also notes it is her understanding that any airport concessions leases, under which this business entity held a subcontracting relationship, were procured and awarded by the City of Atlanta, and were signed by the previous Mayor, well before Mayor Franklin took office in January 2002. She has had no discussions or interactions with any City official or employee regarding any such leases, or any subcontracts under those leases, since she became Mayor.

Mayor Franklin also notes that she has never had any relationship to the business entity in question, Franklin & Wilson Airport Concessions, Inc. and she is not privy to its ownership structure or its business activities, other than what she reads in the news. She does not talk to her ex-husband about this businesses, but she believes that her ex-husband, whom she divorced in 1986, has some ownership interest in the business. She has asked her adult children about their relationships to the business entity, and her understanding of those relationships, as stated in this letter, is based on their responses to her questions.

Your Question No. 2: Does any member of the Mayor's immediate family serve as an officer, director, stockholder, creditor, trustee, partner, or employee of a business that has a city contract or subcontract at the airport? (See Section 2-812.)

Answer to Questions No. 2: As stated previously, it is Mayor Franklin's understanding that two of her adult children have, at some point in time, served as directors of a subcontracting entity at the airport, and that they were employees of that entity until sometime in 2006. She also understands that one of her children was an officer, for a period of time, of that entity. It is her further understanding that none of her children have ever been a stockholder, creditor, trustee, or partner of any business that has a city contract or subcontract at the airport. Mayor Franklin's mother, who passed in December of 2006, never had any relationship with any business that had a city contract or subcontract at the airport.

Your Question No. 3: Has the Mayor had any financial or personal interest, direct or indirect, in any decision pending before her related to an airport contract or subcontract? (See Section 2.813.)

Answer to Question No. 3: Mayor Franklin made a pledge, when she ran for Mayor in 2001, that she would not become involved, in any way, in regard to any decisions related to any concession leases at the airport, because her ex-husband (whom she divorced in 1986) was a part owner of a business that had an already-existing subcontract

under one or more leases for concessions at the airport, and two of her children were employed by her ex-husband's business. True to that campaign pledge, and consistent with Section 2-813 of the Code of Ethics of the City of Atlanta, she has steadfastly avoided any participation or involvement, directly or indirectly, in any decision-making process or activity that might affect concessions leases at the airport or any subcontracts under those leases, including, but not limited to the following activities: making or reviewing any recommendations; the approval or disapproval of any requests; the preparation of any part of specifications or requests for proposal; the influencing of the content of any specification or contract standard; the rendering of any advice; the investigation, auditing or reviewing of any proceeding or application; the request for any ruling or other determination; the involvement in any claim or other matter pertaining to any such contracts or subcontracts; and the involvement in any solicitation or proposal involving concessions leases at the airport and/or subcontracts under those leases. And, she has not sought to influence, in any manner, the votes or decisions of others with respect thereto. Therefore, she has never had any decision pending before her related to an airport contract or subcontract that relates to concession leases at the airport, and, thus, she has never had any financial or personal interest in any decisions pending before her related to an airport contract or subcontract.

Your Question No. 4: What procedure, if any, does the Mayor follow to disqualify herself or disclose a financial or personal interest in a matter pending before her? (See Section 2-813.)

Answer to Question No. 4: First, as stated above, Mayor Franklin has avoided entirely any involvement in any decisions or other matters related to concessions leases at the airport and or any subcontracts thereunder, and she has not discussed those matters with anyone at the City of Atlanta and she does not allow any City employee or official to discuss those matters with her. Thus, she has never had a any "matter pending before her" for any input or decision or advice that would involve any financial interest or personal interest of hers or of her immediate family. As far as the disclosure of her financial and personal interests, she has timely filed all of the required personal financial disclosure statements with the City Ethics Board, the State Ethics Commission, and the Atlanta Regional Commission, and in those reports, she has answered completely all the questions posed. If she were faced with a potential conflict involving a personal or financial interest of her own or her immediate family, she would consult with the City Attorney and/or the City Ethics Officer for advice on whether they was a conflict, and, if so, how to fully comply with the City's Code of Ethics.

Mayor Franklin also has reviewed her 2007 Financial Disclosure Statement filed with the City of Atlanta Board of Ethics. Specifically, she has reviewed Question No. (15)a, which is entitled "Family Transaction with the City." Question (15)a has two parts. The

first part asks "[s]ince January 1, 2006, has your spouse, registered domestic partner, father, mother, brother, sister, or child derived any benefit from any transaction with the City directly...?" In 2006, Mayor Franklin had no registered domestic partner or spouse, and no brother, sister or father. As stated previously, to the Mayor's knowledge, neither her adult children nor her mother derived any benefit from any transaction with the City directly, as none of them have ever had any direct employment or contractual relationship with the City of Atlanta.

The second part of the question asks: "[s]ince January 1, 2006, has your spouse, registered domestic partner, father, mother, brother, sister or child derived any benefit from any transaction with the City ... through a business in which they have a majority or controlling interest?" As stated previously, it is Mayor Franklin's understanding that neither her children nor her mother have ever owned any interest (much less a "majority" or "controlling interest") in any business that has had a contract or a subcontract with the city, so, again, the answer to this part of the question would also be "no." Therefore, Mayor Franklin answered the compound question contained in Question (15)a as "No."

Mayor Franklin also notes that, in addition to fully and timely filing her personal financial disclosure statements annually with the City Ethics Board, the State Ethics Commission, and the Atlanta Regional Council, she also has disclosed her personal tax returns, both state and federal, for each year that she has been in office (she was first sworn in as Mayor in January of 2002), and for the four (4) years prior to her election as Mayor (1998-2001), which is an additional disclosure beyond that required by either state or local law, and which no other elected City of Atlanta elected official, to Mayor Franklin's knowledge, has ever done. She did this in the interest of being totally open and transparent about her own financial situation.

Your Question No. 5: Since January 1, 2006, have any of the Mayor's children or any business in which they had a majority or controlling interest had a contract or subcontract with the airport? (See 2007 City Financial Disclosure Statement.)

Answer to Question No. 5: As noted above, after reasonable inquiry of her adult children, the Mayor's understanding is that none of her children have ever owned a majority or a controlling interest in any business entity that has held a contract or subcontract with the City of Atlanta, and none of them have ever had a contract or subcontract with the airport.

ETHICS COMPLAINT CO-07-013

As you stated in your letter, the allegations in this second Ethics Complaint repeat many of the allegations from the prior Complaint, but it also makes some new allegations, primarily focused on: (1) the use of a City credit card to make a purchase of \$1,571 at a

gas station, and (2) allowing the City's Department of Aviation to spend \$11,800 on an advertisement in Georgia Trend Magazine to congratulate Mayor Franklin for her being selected as the "Georgian of the Year."

Unauthorized Use of City Credit Card

In regard to the City credit card, as you know, the City's Law Department has completed its investigation and was unable to determine who used the City credit card assigned to the Mayor's Office to make a purchase for \$1,571 at a local Texaco Gas Station. Mayor Franklin has implemented several changes as a result of the Internal Audit Report, and feedback from the City Finance Department, and the Law Department's investigation. First, it was determined that in the past there was inadequate management oversight for the use of the credit card and the payment of the credit card statements. The statements for the credit card were being sent to the Office Manager, who reported directly to the Mayor's Chief of Staff. It has been determined that the Office Manager was not circulating the credit card statements to those who had authority to use the credit card, including Mayor Franklin, to determine if the charges on the credit card statements were indeed valid. It was also determined that neither the Office Manager nor the Finance Department were requiring receipts to be attached before approving payment of the credit card statements.

Accordingly, the following changes have been implemented: The Office Manager no longer works for the City of Atlanta. When the credit card statements are received, they are circulated among those who are authorized to use the credit card assigned to the Mayor's Office for the Mayor's travel and other legitimate expenses related to City business, and each person reviews all charges to identify those that he or she made. Any charges that are not identified as being made by an authorized user are immediately flagged. In addition, receipts are collected and attached to the credit card statement when it is submitted to the Finance Department for approval and payment.

It is Mayor Franklin's understanding that the Law Department is continuing to pursue its investigation into this outstanding and unauthorized charge on the Mayor's Office credit card, and if it can determine who used the credit card at the Texaco, that person or persons will be asked to refund those charges. Unfortunately, it is our understanding that Texaco does not have a copy of the charge authorization, so no name has been generated from inquiries made to Texaco. Mayor Franklin knows that she did not personally use the credit card at the Texaco Gas Station, nor did she authorize its use at the Texaco Gas Station in question.

In fact, when traveling on City business, Mayor Franklin often charges incidental travel expenses to her own personal credit card, and does not seek reimbursement from the

City, even though those charges directly relate to City business. For example, during her tenure as Mayor, from 2002 through 2006, her unreimbursed business expenses related to City business, mainly travel, for which she has not sought reimbursement from the City, have ranged from \$2,500 to \$4,000 each year.

Georgia Trend Magazine Advertisement

Finally, your letter states that the issue regarding the advertisement purchased by the Department of Aviation ("DOA") would appear to be a question of law, concerning whether the DOA's purchase of the magazine advertisement was for official city business. Mayor Franklin knows that she has never had and has never sought any input or approval authority over the advertising budget for the Department of Aviation, which is approximately \$500,000 annually. She also had no knowledge of the purchase of this ad, either before or after its purchase.

She also notes, as is shown by the enclosed Exhibit "A," that the DOA has routinely purchased ads over the last several years in Georgia Trend Magazine, to tout the continuing improvements, major expansions, and successes at Hartsfield-Jackson Atlanta International Airport ("HJIAA"), "The World's Busiest Airport," to the many businessmen and businesswomen, and other potential air passengers and HJIAA customers who read Georgia Trend Magazine. As also shown on Exhibit "A," HJIAA has spent as much as \$40,000 in one year on advertising in Georgia Trend, and, in the year in question, 2006, it spent about \$18,000 in advertising with Georgia Trend Magazine.

The "ad" in question here was an advertisement for HJIAA: it featured two pictures of Mayor Franklin, and one of those pictures also included the General Manager of HJIAA, Mr. Ben DeCosta, a well-known public official who is clearly and directly associated with HJIAA. Moreover, the pictures in the ad were taken outside at HJIAA, at the Public Dedication Ceremony celebrating the long-awaited Opening of HJIAA's new Fifth Runway. In the same edition of Georgia Trend Magazine, there is an article featuring the "100 Most Influential Georgians," entitled "Power Players." In this section, Mr. DeCosta is featured, with a picture and short bio. In Mr. DeCosta's bio, it mentions that HJIAA's "fifth runway and new air-traffic control tower, North America's tallest, opened in 2006," and it also notes that these improvements at HJIAA caused delays to drop 70% in 2006, compared to the prior year. (A copy of the DeCosta bio is included as Exhibit "B.") Thus, the full-page ad and the biographical entry for Benjamin DeCosta appeared to be a combined promotion for the World's Busiest Airport, noting and celebrating that the Fifth Runway had been opened, and new control tower completed, which had caused delays at the Airport to drop 70%, as compared to the previous year. This was good news to any regular flyer or any potential new air traveler thinking of flying out of HJIAA in 2007!

Finally, it is noted that the articles that typically appear in *Georgia Trend Magazine* often feature local governments and public agencies from throughout the state of Georgia, and they often focus on new growth and new development around the state. Thus, because of the readership of *Georgia Trend Magazine*, it appears to be routine for governmental agencies and bodies, from all over the state of Georgia, to advertise in *Georgia Trend Magazine*. Apparently they are trying to reach, and create a positive impression on, many "influential Georgians," including business leaders, legislators, meeting planners, executives, elected officials, developers, investors, bankers, companies looking to move into Georgia or to move their headquarters to another city, and the public in general.

For example, a quick review of the January 2007 edition of *Georgia Trend Magazine*, where the ad in a question appears, shows that not only did the City of Atlanta's DOA choose to promote HJAIA in that edition of the Magazine, but also all the following governmental agencies and entities appear in large ads in the magazine that were apparently purchased by these governmental agencies, touting the good features of their cities, counties, schools and economies:

Coles College of Business at Kennesaw State University;
Georgia Southern University;
University of West Georgia;
Columbus State University;
Medical College of Georgia;
City of College Park, Georgia;
Early County, Georgia;
City of Smyrna, Georgia;
City of Marietta, Georgia;
City of Powder Springs, Georgia;
Cobb County, Georgia;
Georgia College and State University;
City of Blairsville, Georgia;
Union County, Georgia;
City of Tifton, Georgia;
City of Sandersville, Georgia;
Washington County Schools, Georgia;
Tift County, Georgia;
and others.

In closing, Mayor Franklin notes that the decision to purchase the ad in *Georgia Trend Magazine* was not one that she was asked about, either before or after the fact. It also appears that the ad was routine advertising by the Department of Aviation to promote

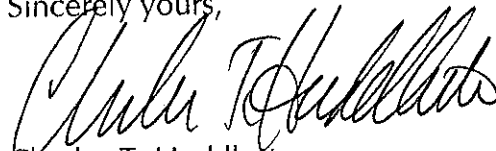
Metropolitan Atlanta's "economic engine" and DOA's prime jewel, the "World's Busiest Airport," to a readership that would be likely to be customers of the airport, and that this routine advertising was in the normal and ordinary course of the business for the Department of Aviation and for other governmental agencies in the State of Georgia, and the ad itself appeared in a normal place where public agencies and governments often advertise. Finally, the choice made by DOA's advertising staff to feature the "2007 Georgian of the Year," Mayor Shirley Franklin, in the ad, and to include pictures of her and the General Manager of the Airport, as they appeared at the Public Dedication Ceremonies at the Airport, marking the Opening of the New Fifth Runway, along with a bio entry for Mr. DeCosta touting the 70% reduction in delays due to the new Runway and Control Tower, was simply and purely a business decision made by those in charge of DOA's advertising budget, of which Mayor Franklin had no input or knowledge, either before or after the fact. Thus, this issue appeared to be beyond the jurisdiction of the City Ethics Board.

CONCLUSION

This letter is an attempt to answer the questions put forth in your letter of March 22, 2007. However, as you well know, Mayor Franklin is ready, willing and able to meet with the City Board of Ethics and answer any further questions they may have. Please call me if you wish arrange such a meeting with the City Board of Ethics, or if you have any further questions or need any additional information.

Warm regards.

Sincerely yours,



Charles T. Huddleston
Legal Counsel to Mayor Shirley Franklin

CTH:sm

cc: Mayor Shirley Franklin

EXHIBIT "A"

DOCUMENT LIST

DCL

03/20/2007 12:01:48

NEXT FUNCTION: _____ ACTION: _____ HISTORY: S

REQUEST: _____
=====

PAY ENTITY : COMM	CONTROL DATE : _____	CONTROL NBR: _____
SHORT NAME : GEORGIATREND	VEND/EMP NBR : P5191	
DOCUMENT DTE: _____	DOCUMENT STAT: _____	
DOCUMENT NBR: _____	DOCUMENT AMT : _____	CURR: _____
LIST MRQ INV: _____	DOCUMENT AMT2: _____	- SELECT -

=====

VEN/EMP NBR	DOCUMENT NUMBER	DOCUMENT DATE	GROSS AMOUNT	CURR STATUS DGI DCI	DPA DLL
P5191	1929	10/31/00	5,207.00	PD-FULL	----
P5191	2650	05/31/01	5,132.30	PD-FULL	----
P5191	2978	08/31/01	5,132.30	PD-FULL	----
P5191	3116	09/30/01	12,000.00	PD-FULL	----
P5191	3235	10/31/01	5,132.30	PD-FULL	----
P5191	3449	12/31/01	12,000.00	PD-FULL	----
P5191	3756	03/31/02	12,000.00	PD-FULL	----
P5191	4102	07/31/02	12,000.00	PD-FULL	----
P5191	4400	10/31/02	5,162.00	PD-FULL	----
P5191	4548	12/31/02	12,720.00	PD-FULL	----

PAGE: 1 STATUS: MORE

AP DOCUMENT LIST DCL
 NEXT FUNCTION: ACTION: HISTORY: S 03/20/2007 12:01:57
 REQUEST: =====

PAY ENTITY : COMM CONTROL DATE :
 SHORT NAME : GEORGIATREND VEND/EMP NBR : P5191 CONTROL NBR :
 DOCUMENT DTE: DOCUMENT STAT:
 DOCUMENT NBR: DOCUMENT AMT : CURR:
 LIST MRQ INV: DOCUMENT AMT2: - SELECT -
 VEN/EMP NBR DOCUMENT NUMBER DOCUMENT GROSS AMOUNT CURR STATUS DGI DCI
 DATE CODE DPA DLL

P5191	4653	01/31/03	5,162.00	PD-FULL	-	-	-	-
P5191	4846	03/31/03	12,720.00	PD-FULL	-	-	-	-
P5191	5176	07/31/03	12,720.00	PD-FULL	-	-	-	-
P5191	5371	09/30/03	12,720.00	PD-FULL	-	-	-	-
P5191	3235D	10/31/01	5,132.30	CANCELL	-	-	-	-
P5191	005000	11/30/97	2,595.00	PD-FULL	-	-	-	-
P5191	005820	11/30/98	5,782.00	PD-FULL	-	-	-	-
P5191	062403	06/24/03	24.00	PD-FULL	-	-	-	-
P5191	GT0224145-7	02/25/02	24.00	PD-FULL	-	-	-	-

PAGE: 2 STATUS: END OF LIST

DOCUMENT LIST

DCL

03/20/2007 12:01:36

NEXT FUNCTION: _____ ACTION: _____ HISTORY: _____
REQUEST: _____

PAY ENTITY : COMM CONTROL DATE : _____ CONTROL NBR: _____
SHORT NAME : GEORGIATREND VEND/EMP NBR : P5191
DOCUMENT DTE: _____ DOCUMENT STAT: _____
DOCUMENT NBR: _____ DOCUMENT AMT : _____ CURR: _____
LIST MRQ INV: _____ DOCUMENT AMT2: _____ - SELECT -
VEN/EMP NBR DOCUMENT NUMBER DOCUMENT DATE GROSS AMOUNT CURR STATUS DGI DCI DPA DLL

P5191	121206GT	12/12/06	24.00	PD-FULL	-	-	-	-
P5191	0007754-IN	03/31/06	6,412.00	PD-FULL	-	-	-	-
P5191	0008477-IN	12/15/06	11,800.00	PD-FULL	-	-	-	-
P5191	MARCH 5, 2007	03/05/07	12,235.00	BALANCD	-	-	-	-

PAGE: 1 STATUS: END OF LIST

EXHIBIT "B"

2007

MOST INFLUENTIAL GEORGIANS

Republican on the Agriculture Committee. He was honored in 2006 with the Director's Award for "extraordinary fidelity and essential service" to the CIA.

KATHY COX
State School Superintendent
State of Georgia
Fayetteville
Age: 42



During her first four years in office, Cox ambitiously initiated extensive curriculum reforms designed to improve the academic performance of Georgia students and schools, both of which still lag behind most of the nation. Georgia voters decided to give Cox's reform package time to take root by re-electing her in a landslide last November.

ANN WILSON CRAMER
Director, IBM Corporate Community
Relations and Public Affairs
Atlanta
Age: 61

Cramer has transformed a lifelong passion for the wel-

fare of children and youth into a career path. The embodiment of community relations, Cramer oversees IBM's involvement and investment in local communities, and is now the driving force behind the World Community Grid, a global effort harnessing the power of technology to tackle projects for the benefit of humanity.



BENJAMIN DECOSTA
Aviation General Manager,
Hartsfield-Jackson Atlanta
International Airport
Atlanta
Age: 60

Hartsfield-Jackson's fifth runway and a new air-traffic control tower, North America's tallest, opened in 2006. Since that time, delays at the world's busiest airport dropped 70 percent over the year before. Also in 2006, construction of an off-site



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